

## **AGENDA**

### **CONNECTICUT MEDICAL EXAMINING BOARD Tuesday, August 17, 2010 at 1:30 PM**

**Legislative Office Building  
Capitol Avenue, Hartford Connecticut  
Conference Room 1-C**

#### **CALL TO ORDER**

#### **I. APPROVAL OF MINUTES**

July 20, 2010

#### **II. UPDATES**

- A. Chair Updates
- B. Information Updates  
Department of Public Health

#### **III. NEW BUSINESS**

- A. Respondent Motion for Reconsideration  
*Gil Shlamovitz, MD - Petition No. 2008-0502-001-072*

#### **IV. LEGAL OFFICE BUSINESS**

- A. Timothy Klein, MD – Petition No. 2009-20091470  
*Presentation of Interim Consent Order – David Tilles, Staff Attorney, DPH*
- B. Gerson Sternstein, MD – Petition No. 2009-200921  
*Motion for Summary Suspension – David Tilles, Staff Attorney, DPH*

#### **ADJOURN**

The following minutes are draft minutes which are subject to revision and which have not yet been adopted by the Board.

**CONNECTICUT MEDICAL EXAMINING BOARD  
MINUTES OF MEETING  
July 20, 2010**

The Connecticut Medical Examining Board held a meeting on Tuesday, July 20, 2010 at the Legislative Office Building, Capitol Avenue, Hartford, Connecticut in Conference Room 1-C.

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**BOARD MEMBERS PRESENT:**

Anne Doremus, Chairperson  
Richard Bridburg, MD  
Douglas Fellows, MD  
David M. Goldenberg, MD  
Henry Jacobs, MD  
Michael Lindberg, MD  
Howard Sadinsky, DO  
Clotilde Dudley Smith, Ed.D.  
C. Steven Wolf, MD

**BOARD MEMBERS ABSENT**

Robert Green, MD  
Patricia Loving, PA  
Regina Stankaitis

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Ms. Doremus called the meeting to order at 1:33 p.m.

**I. MINUTES**

The draft minutes of the June 15, 2010 meeting were reviewed. Dr. Fellows made a motion, seconded by Dr. Goldenberg, to approve the minutes as edited. The motion passed unanimously.

**II. UPDATES**

A. Chair Updates

The following information was reviewed:

1. Ms. Doremus announced that Public Member Michael Erickson's resignation from the Board.
2. Monthly tracking of pending cases.
3. Hearing assignments.
4. The next meeting of the CMEB/DPH workgroup will be scheduled for October 2010.

B. DPH Updates

None

**III. NEW BUSINESS**

A. Memorandum of Decision

Maryellen Albini - Petition No. 2000-0712-000-079

Joan Mershon - Petition No. 2000-1130-000-146

Dr. Bridburg made a motion, seconded by Mr. Wolf to enter executive session to confer with Assistant Attorney General Henry Salton regarding the matter of Mary Ellen Albini, Joan Mershon v. Connecticut Medical Examining Board – CV-08-4018329-S in which the Board is the defendant. The motion passed unanimously and the Board entered executive session from 1:33 p.m. until 1:41 p.m. No motions were made and no votes were taken during executive session.

Following executive the Board identified edits to the Memorandum of Decision in this matter. Dr. Bridburg made a motion, seconded by Dr. Goldenberg, to adopt decision as edited and to authorize the Board chair to sign the decision after the edits have been made. The motion passed unanimously.

B. Oral Argument on Proposed Memorandum of Decision  
*Gil Shlamovitz, MD - Petition No. 2008-0502-001-072*

Assistant Attorney General Kerry Colson was present to provide counsel to the Board. Staff Attorney David Tilles was present for the Department of Public Health. Attorney Joyce Lagnese was present with respondent. The Board heard argument from Attorneys Lagnese and Tilles.

Ms. Doremus and Dr. Wolf, hearing panelists in this matter, provided a synopsis of the hearing panel's findings and recommendation.

Dr. Jacobs recused himself from voting in this matter.

Dr. Bridburg made a motion, seconded by Dr. Smith, to eliminate the word refused from page five of the decision. Following discussion Dr. Bridburg withdrew his motion.

Dr. Lindberg made a motion, seconded by Dr. Smith, to eliminate the word refused from page five of the decision. The motion failed. Dr. Lindberg and Dr. Smith voted in favor of the motion; all other Board members were opposed.

Dr. Goldenberg made a motion, seconded by Dr. Bridburg to adopt items I, II and III in respondent's request to modify the proposed decision but to keep the \$1500.00 civil penalty intact. The motion failed on a tie vote. Dr. Lindberg, Dr. Goldenberg, Dr. Bridburg and Dr. Smith voted in favor of the motion. Dr. Wolf, Dr. Fellows, Dr. Sadinsky and Ms. Doremus voted in opposition.

Dr. Fellows made a motion, seconded by Dr. Sadinsky, to adopt the Memorandum of Decision as written. The motion passed with Ms. Doremus, Dr. Wolf, Dr. Fellows, Dr. Sadinsky and Dr. Bridburg voting in favor. Dr. Goldenberg, Dr. Lindberg and Dr. Smith were opposed. Ms. Doremus signed the Order imposing a \$1500.00 civil penalty.

**IV. LEGAL OFFICE BUSINESS**

A. Paul DiGrazia, MD – Petition No. 2009-20091470

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order in the matter of Paul DiGrazia, MD. Respondent was present but not represented. Dr. Bridburg made a motion, seconded by Dr. Bridburg, to approve the Consent Order, which imposes a reprimand. The motion passed unanimously. Ms. Doremus signed the Order.

B. Martin Gottlieb, MD – Petition No. 2009-20091477

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order in the matter of Martin Gottlieb, MD. Respondent was not present or represented. Dr. Jacobs made a motion, seconded by Dr. Fellows, to approve the Consent Order, which orders Dr. Gottlieb to cease and desist from the practice of medicine in Connecticut until properly licensed. The motion passed unanimously. Ms. Doremus signed the Order.

C. Vasilios Karabinis, MD – Petition No. 2007-1105-001-179

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order in the matter of Vasilios Karabinis, MD. Respondent was present with Attorney Paul Nowosadko.

Dr. Wolf recused himself from voting in this matter.

Dr. Lindberg made a motion, seconded by Dr. Bridburg, to table this matter to allow respondent to review a proposed language change. The motion passed.

D. Donald Salzberg, MD. – Petition No. 2008-0909-001-159

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order in the matter of Bharat Patel, MD. Neither respondent nor his attorney was present. Dr. Bridburg made a motion, seconded by Dr. Fellows, to approve the Consent Order, which imposes a reprimand and a \$4000.00 civil penalty. The motion passed unanimously. Ms. Doremus signed the Order.

E. Barry Lobovitz, MD – Petition No. 2009-20091470

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order modification in the matter of Barry Lobovitz, MD. Respondent was not present or represented.

Dr. Jacobs made a motion, seconded by Dr. Wolf, to approve the Consent Order, which removes a practice restriction. The motion passed unanimously. Ms. Doremus signed the Order.

F. Bharat Patel, MD – Petition No. 2009-20091169

Matthew Antonetti, Principal Attorney, Department of Public Health, presented a Consent Order in the matter of Bharat Patel, MD. Neither respondent nor his attorney was present. Dr. Bridburg made a motion, seconded by Dr. Fellows, to approve the Consent Order, which imposes a reprimand, a \$4000.00 civil penalty and orders respondent to cease and desist from aiding and abetting unlicensed healthcare practice. The motion passed unanimously. Ms. Doremus signed the Order.

**V. 120 DAY EXTENSIONS**

Dr. Jacobs made a motion, seconded by Dr. Wolf to grant 120 day extension in the following matters: The motion passed unanimously

Jyoji Bristol, MD – Hearing scheduled for July 28, 2010.

Mahmood Yekta, MD – Continuance requested by respondent due to a medical condition.

**VI. HEARING**

Charles R. Jones, MD

Petition Nos. 2006-0111-001-010, 2006-0407-001-068, 2006-0411-001-069

Attorney Elliott Pollack was present on behalf of respondent. Staff Attorney David Tilles was present for the Department of Public Health.

The hearing in this matter was cancelled. The Board was informed that a practice monitor is in place to monitor respondent's practice pursuant to the March 16, 2010 Memorandum of Decision.

Based on the above, Dr. Bridburg withdrew his motion to modify discipline that was made at the June 15, 2010 meeting.

**VII. ADJOURNMENT**

As there was no further business, the meeting was adjourned at 2:54 p.m.

Respectfully submitted,

Anne C. Doremus, Chairperson